

United States Court of Appeals
For the First Circuit

OSDC-NABO
J. Saylor

MANDATE

No. 04-2560

LEIGH M. OLSEN,
Petitioner, Appellant,
v.
STEVEN J. O'BRIEN, SUPERINTENDENT, NCCI GARDNER, ET AL.,
Respondents, Appellees.

Before

Boudin, Chief Judge,
Torruella and Lynch, Circuit Judges.

JUDGMENT

Entered: March 23, 2005

Leigh M. Olsen, an inmate in state custody, seeks a certificate of appealability of the district court's summary dismissal of his habeas corpus petition. Having carefully reviewed the district court record and Olsen's filings in this court, we conclude that Olsen has failed to "make a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2). Accordingly, his application for a certificate of appealability is denied.

By the Court:

**Certified and Issued as Mandate
under Fed. R. App. P. 41.**

Richard Cushing Donovan, Clerk

Deputy Clerk

Date: 4/14/05

Richard Cushing Donovan, Clerk.
By: **MARGARET CARTER**
Chief Deputy Clerk.

[cc: Leigh M. Olsen and Annette C. Benedetto, AAG]